United States Bankruptcy Court Southern District of Texas

ENTERED

January 10, 2025
Nathan Ochsner, Clerk

UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

STIPULATION AND AGREED ORDER RELATED TO FILING WITNESS & EXHIBITS LISTS

WHEREAS, on October 29, 2024, this Court entered the *Third Amended Comprehensive Scheduling, Pre-Trial & Trial Order* [ECF No. 516] ("<u>Third Amended Scheduling Order</u>"), in which the Court ordered the following:

Thursday, February 27, 2025, Initial Witness and Exhibit Lists must be exchanged. Copies of the exhibits must be attached to the Witness & Exhibit List and filed in compliance with General Order 2021-5[; and]

Thursday, March 13, 2025, the Parties must jointly prepare and file a proposed form of pretrial order. The proposed form of order must be signed by counsel for all Parties and must provide the following:

. . .

- d. for each party, separately file a Witness and Exhibit List along with exhibits to be used at trial and which must include:
 - i. a list of depositions, if any, to be used at trial for purposes other than potential impeachment with identification of specific pages and lines proposed to be published to the Court;
 - ii. designation of witnesses to be presented by deposition;
 - iii. compliance with General Order 2021-5;

WHEREAS, the United States Trustee ("<u>U.S. Trustee</u>") and Jackson Walker LLP ("<u>Jackson Walker</u>") agree that the parties will exchange initial witness and exhibit lists no later than February 27, 2025, and the parties will not file their respective initial witness and exhibit lists or exhibits on the Court's docket to avoid duplicative filing of voluminous documents.

WHEREAS, the U.S. Trustee and Jackson Walker will each file on the Court's docket their witness and exhibit lists, including exhibits, in compliance with General Order 2021-5, no later than March 13, 2025.

Accordingly, upon agreement among the U.S. Trustee and Jackson Walker, it is therefore

ORDERED THAT

- 1. The second sentence of paragraph 17 of the Third Amended Scheduling Order is STRUCK. Paragraph 17 of the Third Amended Scheduling Order now states as follows: **Thursday, February 27, 2025**, Initial Witness and Exhibit Lists must be exchanged.
- 2. All other requirements set forth in the Third Amended Scheduling Order, as previously modified, remain in effect absent further order of this Court.

Signed: January 10, 2025

Chief United States Bankruptcy Judge

AGREED AND ENTRY REQUESTED:

OFFICE OF THE UNITED STATES TRUSTEE

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